

Exhibit C – Stipulated Permit Language on Allowable Non-Stormwater Discharges in the Industrial Stormwater General Permit

In Section S3 of the permit Replace S3.A, and B with:

“A. Authorized Stormwater and Non-Stormwater Discharges

1. Beginning on the effective date of this permit and lasting through its expiration date, the Permittee is authorized to discharge stormwater and conditionally approved non-stormwater discharges to waters of the state. All discharges and activities authorized by this permit shall be consistent with the terms and conditions of this permit.

B. Discharges Prohibited

Unless authorized by a separate NPDES or state waste discharge permit, the following discharges are prohibited.

1. The discharge of process wastewater is not authorized. *Process wastewater* means any water which, during manufacturing or processing comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Stormwater that commingles with process water becomes process water. This definition of process wastewater does not include non-stormwater discharges conditionally approved under in S.3.C.
2. Illicit discharges are not authorized by this permit, nor does it relieve entities responsible for illicit discharges, including spills of oil or hazardous substances, from obligations under state and federal laws and regulations pertaining to those discharges. Conditionally approved non-stormwater discharges in compliance with S3.C are not illicit discharges.

Insert a new subsection S3.C as follows and re-number the rest of S3 to accommodate the new subsection C:

C. Conditionally Approved Non-Stormwater Discharges

The categories and sources of non-stormwater discharges identified in condition S.3.C.1 below are not considered illicit discharges and are conditionally approved, provided the discharge is otherwise consistent with the terms and conditions of this permit, AND the non-stormwater discharges are in compliance with the non-stormwater conditions in S.3.C.2.

1. Conditionally approved non-stormwater discharges include:
 - a. Discharges from fire fighting activities;
 - b. Fire protection system flushing, testing, and maintenance;
 - c. Discharges of potable water including water line flushing, provided that water line flushing must be de-chlorinated prior to discharge;
 - d. Uncontaminated air conditioning or compressor condensate;
 - e. Irrigation drainage;
 - f. Uncontaminated ground water or spring water;
 - g. Discharges associated with dewatering of foundations, footing drains, or utility vaults where flows are not contaminated with process materials such as solvents;
 - h. Incidental windblown mist from cooling towers that collects on rooftops or areas adjacent to the cooling tower. This does not include intentional discharges from cooling towers such as piped cooling tower blow down or drains.

2. Non-stormwater discharges identified in Section S.3.C.1 above are conditionally approved provided the Stormwater Pollution Prevention Plan required in S.9 includes the following for each non-stormwater discharge, and the non-stormwater discharge is in compliance with all applicable discharge limitations in S.3 including compliance with state water quality standards. The SWPPP shall:
 - a. Identify each non-stormwater source including the location of where it is likely to be discharged into the stormwater collection system;
 - b. Characterize the non-stormwater source, including estimated flows or flow volume, and likely pollutants which may be present;
 - c. Non-stormwater discharges which include mist from cooling towers must be evaluated to determine the potential for the discharge to be contaminated by chemicals used or which may be present in the cooling tower mist;
 - d. Evaluate and implement available and reasonable source control best management practices to reduce or eliminate the discharge;
 - e. Evaluate, and if necessary to comply with state water quality standards, design and implement appropriate best management practices for each non-stormwater source derived from information gathered in items b through c above to control pollutants and or flow volumes.
 - f. Discharges associated with fire fighting activities are exempt from the provisions of S.3.C.2.
 - g. Discharges of uncontaminated ground or spring water are exempt from the provisions of S.3.C.2.